

**AN ORDINANCE TO AMEND ARTICLE 28, REZONING AND OTHER AMENDMENT
PROCEDURES, OF THE CITY OF SANDY SPRINGS ZONING ORDINANCE**

WHEREAS, the Mayor and City Council of the City of Sandy Springs find that from time to time it is necessary to amend sections of the Zoning Ordinance to correct, clarify, and update the provisions of the Ordinance; and

WHEREAS, Section 28.4.6, *Noise Study Report*, of the Zoning Ordinance outlines provisions for submission of a noise study report by applicants for land use petitions; and

WHEREAS, the intent of Section 28.4.6, *Noise Study Report*, is to document the impact of surrounding uses, such as airports and rail lines, on proposed developments; and

WHEREAS, the type of land uses within the city do not lend itself to the need for this section of the Zoning Ordinance; and

WHEREAS, the Mayor and City Council of the City of Sandy Springs have determined that Section 28.4.6, *Noise Study Report*, of the Zoning Ordinance should be deleted as it is not relevant to the city:

NOW, THEREFORE, to accomplish the foregoing, the Mayor and City Council of the City of Sandy Springs, Georgia, pursuant to their authority, do hereby adopt the following Ordinance:

1.

Article XXVIII, *Rezoning and Other Amendment Procedures*, Section 28.4.6, *Noise Study Report*, of the City of Sandy Springs Zoning Ordinance, is hereby deleted in its entirety.

2.

All ordinances, parts of ordinances, or regulations in conflict herewith are repealed.

3.

Severability. Should any court of competent jurisdiction declare any section of this Ordinance invalid or unconstitutional, such declaration shall not affect the validity of the Ordinance as a whole or any part thereof, which is not specifically declared to be invalid or unconstitutional.

4.

Repeal of Conflicting Provisions. It is the intention of the Mayor and Council, and it is hereby ordained that the provisions of this Ordinance shall become and be made a part of the Code of Ordinances, City of Sandy Springs, Georgia and the sections of this Ordinance may be renumbered to accomplish such intention.

5.

This Ordinance is effective November 20, 2007; and

ORDAINED this the 20th day of November, 2007.

Approved:

Eva Galambos

Eva Galambos, Mayor

Attest:

Christina V. Rowland

Christina V. Rowland, CMC, City Clerk

(Seal)

